Case 2United States Court of Appeals for The Clerk OFFICE OF THE CLERK

Byron White United States Courthouse 1823 Stout Street Denver, Colorado 80257 (303)844-3157

Elisabeth A. Shumaker Clerk of Court FILED Pouglas E. Cressler
U.S. DISTRICT COU Pouglas E. Cressler
Chief Deputy Clerk

2006 SEP -6 A 10: 42

DISTINCT OF UTAH

EY: DEPUTY CLERK

September 1, 2006

NOTIFICATION OF MAILING

Re:

06-4077, McReynolds v. Wynn Dist/Ag docket: 2:05-CV-122-DAK

A COPY OF THE ATTACHED ORDER HAS BEEN PLACED IN THE UNITED STATES MAIL THIS DATE, ADDRESSED AS FOLLOWS:

Mr. Brian M. Barnard Utah Legal Clinic Foundation 214 E. Fifth South Salt Lake City, UT 84111

Mr. Thomas D. Roberts Utah Attorney Generals Office 160 East 300 South 5th Floor, P.O. Box 140857 Salt Lake City, UT 84114-0857

Ms. Nancy L. Kemp Asst. Atty. General Mr. J. Clifford Petersen Mr. William F. Hanson Utah Attorney General's Office Litigation Unit 160 East 300 South, 6th Floor P.O. Box 140856 Salt Lake City, UT 84114-0856

Honorable Dale A. Kimball District Judge U.S. District Court for the District of Utah 350 S. Main Street Room 222 Salt Lake City, UT 84101-2180

Mr. Markus B. Zimmer Clerk United States District Court for the District of Utah 350 South Main Street Room 204 Case 2:05-cv-00122-DAK Document 96 Filed 09/06/06 Page 2 of 4

Salt Lake City, UT 84101

DEPUTY CLERK

UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT

A. MCREYNOLDS,

Plaintiff - Appellant,

v.

KENNETH F. WYNN, Director, Utah Department of Alcoholic Beverage Control; LARRY V. LUNT, Chairman; TED D. LEWIS, Vice Chairman; HICHOLAS E. HALES; FRANK W. BUDD; MARY ANN MANTES, Members, Utah Alcoholic Beverage Control Commission; KEVIN HANSEN,

No. 06-4077 (D.C. No. 2:05-CV-122-DAK)

Defendants - Appellees.

ORDER

Filed September 1, 2006

The court reserves judgment on the appellate jurisdictional issue raised in the show cause order. The jurisdictional issue and the district court's amendment to memorandum decision and order and the amended judgment entered August 29, 2006 will be submitted to the panel selected to handle the appeal.

Within 14 days after the date on this order, Appellant-Plaintiff McReynolds may serve and file a reply brief.

Entered for the Court Elisabeth A. Shumaker, Clerk

Kathleen T. Clifford Attorney - Deputy Clerk